

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

-against-

MATHEW MARTOMA,

Defendant.

No. 12-cr-00973 (PGG)
ECF Case

ORAL ARGUMENT REQUESTED

FILED UNDER SEAL

**DEFENDANT MATHEW MARTOMA'S NOTICE OF MOTION TO EXCLUDE
EVIDENCE CONCERNING EVENTS UNRELATED TO THE CHARGED OFFENSES
AND PRECEDING MR. MARTOMA'S EMPLOYMENT AT SAC**

PLEASE TAKE NOTICE that, upon the annexed Declaration of Richard M. Strassberg, Esq., the exhibits thereto, and the accompanying memorandum of law, the defendant Mathew Martoma will move this Court before the Honorable Paul G. Gardephe at the United States District Courthouse, 40 Foley Square, New York, New York 10007, at such a date and time as the Court may direct, for an order excluding evidence concerning events unrelated to the charged offenses and preceding Mr. Martoma's employment at SAC from trial.

PLEASE TAKE FURTHER NOTICE that in support of this motion, Mr. Martoma will rely upon the accompanying memorandum of law and appendix of exhibits, all of which are submitted contemporaneously herewith.

Dated: December 6, 2013
New York, NY

Respectfully submitted,

GOODWIN PROCTER LLP

By.

Richard M. Strassberg (RS5141)
(rstrassberg@goodwinprocter.com)
John O. Farley (JF4402)
(jfarley@goodwinprocter.com)
Daniel P. Roeser (DR2380)
(droeser@goodwinprocter.com)

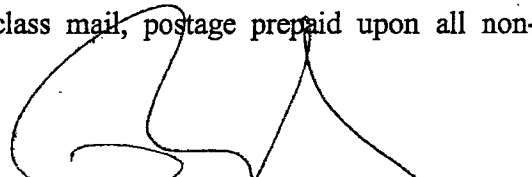
The New York Times Building
620 Eighth Avenue
New York, New York 10018
Telephone: (212) 813-8800
Facsimile: (212) 355-3333

Roberto M. Braceras (RB2470)
(rbraceras@goodwinprocter.com)
53 State Street
Boston, Massachusetts 02109
Telephone: (617) 570-1000
Facsimile: (617) 523-1231

Attorneys for Defendant Mathew Martoma

CERTIFICATE OF SERVICE

I hereby certify that on December 6, 2013, I caused a true and correct copy of the foregoing to be served by electronic means, via the Court's CM/ECF system, on all counsel registered to receive electronic notices. I also certify that I have caused copies of the aforementioned document to be served via first class mail, postage prepaid upon all non-CM/ECF participants.



Richard M. Strassberg (RS5141)